File No. 942

1936.

Collection No.

(W)

(15)

BB / Mas
8/7/47 11/7

Mysore Residency
Bangalore.

Pros. / Serial Nos. 1 - 5

Subject.

Annual returns under the Workmen's Compensation Act, 1923. (Rules)

Previous References.

71686-35 (W)
71575-35 (Returns) (W)

Later References.

A
18/1/45 (W) 1911

Indus

S. 97.—(Blue)a
MFP—1367 S&P—(M-1907)—8-3-35—60,000.

9/8/

Office
Munich
Bleg
Ireland

CORRESPONDENCE.

1233—22-3-1929—4,000=RPB.

DISTRICT AND SESSIONS COURT,
CIVIL AND MILITARY STATION,

D No. 1177/36 ENCLOS.

Bangalore, dated 11th March 1936

Office of the ... Bangalore
13 9. 36
Genl. 2920
R/5 686-35

FROM P.Medapa Esquire.,B.A.,B.L.,

DISTRICT AND SESSIONS JUDGE, and Commissioner Under Workmen's Compensation Act
CIVIL AND MILITARY STATION,
BANGALORE.

To

The Secretary

To Hon'ble the Resident in Mysore,

Bangalore.

SIR,

S.R.5 / C.P.11 (R)

With reference to your letter No. F.686-35 R.O.11 dated 3.2.1936, I have the honour to enclose herein a Draft Notification similar in terms to the Notification of Government of India, Department of Industries and Commerce No. L.1189 dated 28th March 1935 with necessary modifications to suit the local conditions for being issued under Section 16 of the Workmen's Compensation Act, as applied to C and M station, Bangalore.

S.R.3 / C.P.5-8 (R)

I have the honour to be,

Sir,

Your most obedient servant,

P. Medapa

District Judge and Commissioner
Under Workmen's Compensation Act.

S.G.S.

16

Issued 15-4-36
mp. 21-4

DEPARTMENT.

BRANCH.

File No.

Serial No.

Draft ~~Letter~~ ~~Memorandum~~ ~~Telegram~~ 942-36?

No F.~~686-35~~ Dated 21st April 1936.
R.O.II.

Class for telegrams

Ordinary
Express
Urgent*
Priority
Clear Line†

*Only for Foreign Telegrams.

†Not for Foreign Telegrams.

To be issued on

Issued on

1st Reminder

2nd Reminder

3rd Reminder

Heading:

Case or Diary No.

If post copy of telegram required

Date of despatch of above

List of enclosures

(Code word for telegrams.)

S.N.3
C.P.3
R)

From

The Hon'ble the Resident.

To

The Political Secretary
to the Government of India,
Foreign and Political
Department.

Returns under the Workmen's Compensation Act, 1923.

.....

Sir,

I have the honour to refer to endorsement No.F.497-G/35, dated the 30th July 1935, from the Government of India in the Foreign and Political Department, and to submit for [~~their~~] approval the draft of a revised notification under section 16 of the Workmen's Compensation Act, 1923, as applied to the Civil and Military Station of Bangalore. The proposed notification is in supersession of ~~the~~ notification of the Government of India in the Foreign and Political Department

attached.

S. 5.
MGIPC—S1—153(Gen I)MFP—(M-1933)—3-5-34—50,000 Pads.

S.N.33(B)
F.130-23
(K)

Department, No.242-I, dated the 27th May 1925, and is based on ~~the~~ notification of the Government of India in the Department of Industries and Labour, No.L.-1189, dated the 28th March 1938, ~~with necessary~~ modifi~~cations~~ to suit local conditions.

S.N.3
C.P.5-8
(R)

I have, etc.,

14/4

R E S I D E N T.

mas
8/4/38

7/4/38

Z 16/4

No.

GOVERNMENT OF INDIA.

Foreign and Political Department.

Simla April 1936.

NOTIFICATION.

In exercise of the powers conferred by section 16 of the Workmen's Compensation Act, 1923 (VIII of 1923) as applied to the Civil and Military Station of Bangalore, and in supersession of Notification of the Government of India in the Foreign and Political Department, No. 242-I, dated the 27th May 1925, the Governor General in Council is pleased to direct that an annual return in the form set forth in the Schedule hereto annexed shall be furnished by every person employing workmen who are:-

S.N. 33(B)
F. 130-23

(A) employed in a place which is a factory within the meaning of clause (j) of section 2 of the Factories Act, 1934, as applied to the Civil and Military Station of Bangalore;

(B) employed as railway servants otherwise than in a factory;

(C) employed in any of the following categories but not falling under heads (A) and (B) above:-

(i) in the manufacture or handling of explosives in any premises wherein, or within the precincts whereof, on any one day of the preceding twelve months, ten or more persons have been so employed;

(ii) in the service of any fire brigade;

(iii) otherwise than in a clerical capacity in the generating, transforming or supplying of electrical energy;

(iv) in producing cinematograph pictures intended for public exhibition or in exhibiting such pictures.

2. The return, which shall relate to a calendar year, shall be furnished on or before the 1st February following the year to which the return relates; and the first return shall relate to the year 1936.

3. The return shall be signed (a) by the employer, or where there is more than one employer, by any employer, or (b) by any person directly responsible to the employer or employers for the management of the establishment to which it relates.

4. The return shall be furnished:-

(a) for workmen of all categories except (B) in paragraph 1, to the Commissioner for Workmen's Compensation Civil and Military Station, Bangalore;

(b) for workmen falling in category (B) in paragraph 1, to the Secretary to the Railway Board (Railway Department) Government of India.

5. When the Hon'ble the Resident in Mysore or the Railway Board so direct, the return shall be furnished in duplicate.

6. Notwithstanding anything hereinbefore contained, the aforesaid return is not required to be submitted by any employer in respect of compensation paid on account of injuries suffered by his workmen during any period for which his liability under the Act has been insured with a Mutual Indemnity or other Insurance Company, or during which he is a member of an association of employers which deals on behalf of its members with claims for compensation under the Act, if such company or association has with the consent of the Hon'ble the Resident in Mysore undertaken to submit return as nearly as may be in the form set forth in the Schedule hereto annexed in respect of the employers insured with such company or belonging to such association. Such undertaking shall provide that the said returns shall be submitted not later than the 1st February, or at the discretion of and subject to such conditions as the Hon'ble the Resident in Mysore may impose, the 1st March following the year to which they relate.

P.T.O.

SCHEDULE.

Workmen's Compensation.

Return relating to period from to 31st December 19

Province .....

District .....

Town or village .....

Post Office .....

(To be omitted in case of railways)

Name of establishment[1].....

Nature of work[2].....

Average numbers[3] employed per day ..... Adults.....

Minors.....

	Accidents.						Occupational Diseases.[8]						
	Number of cases of injuries[4] in respect of which final compensation has been paid during the year.			Ammount of compensation[5] paid.			Nature of Disease.[9]	Number of cases of diseases[4] in respect of which final compensation has been paid during the year.			Amount of compensation[5] paid.		
	Death	Permanent Disablement.	Temporary Disablement.[6]	Death	Permanent Disablement.	Temporary Disablement.[7]		Death	Permanent Disablement.	Temporary Disablement.[6]	Death	Permanent Disablement.	Temporary Disablement.[7]
Adults.				Rs.	Rs.	Rs.					Rs.	Rs.	Rs.
Minors.													

Dated 19

(Signed)

Designation .....

P.T.O.

1. In cases where more establishments than one are owned by the same employer, a separate return should be furnished for each establishment. When in any establishment the workmen employed fall in two or more of the distinct categories to which the return relates (e.g., in the case of a tea estate categories A and C(iii)) a separate sheet should be used for the statistics of each category.

2. Enter the class of establishment according to the process or product, e.g., cotton weaving and spinning factory.

3. Include all employees whether permanent or temporary who would, in the case of accidents, be eligible for compensation under the Act and for whom a return is required to be furnished. Numbers employed should be shown even if there are no payments of compensation to report.

4. Include only those cases in which the final payment of compensation was made during the year. A deposit with the Commissioner should be treated as a payment by the employer.

5. Include all compensation paid in respect of the cases mentioned in footnote 4, whether such compensation was paid during the year or previous to its commencement. Exclude all payments in cases in which the final payment had not been made by the end of the year to which the return relates.

6. Only such disablements as last for more than seven days should be shown (section 4(1) D of the Act.)

7. Where the benefit actually allowed (e.g. hospital leave on full pay) is in excess of the compensation admissible under the Act, only the amount of the compensation so admissible should be entered in the return.

8. Viz., anthrax, lead poisioning, phosphorous poisoning, mercury poisioning, henzine poisoning, chrome ulceration and compressed air illness only.

9. Enter separately each of the diseases specified in footnote 8 which resulted in cases in respect of which compensation was paid.

SECRETARY TO THE GOVERNMENT OF INDIA.

BJ

No.F.119-I.B/36.

Copy forwarded to the Hon'ble the Resident in

Mysore, for information with reference to his letter

No. F.686-35 R.O.II dated the 21st April 1936.

Assistant Secretary to the Government of India.

Foreign and Political Department,

Simla,

The 27th June 1936.

OFFICE OF THE RESIDENT IN MYSORE.
BANGALORE.
1 JULY 1936
No. 6530
File No. 686-35

FOREIGN AND POLITICAL DEPARTMENT.

NOTIFICATION.

Simla, the 2nd June 1936.

No. 325-I.B.—In exercise of the powers conferred by section 16 of the Workmen's Compensation Act, 1923 (VIII of 1923) as applied to the Civil and Military Station of Bangalore, and in supersession of Notification of the Government of India in the Foreign and Political Department, No. 242-I, dated the 27th May 1925, the Governor General in Council is pleased to direct that an annual return in the form set forth in the Schedule hereto annexed shall be furnished by every person employing workmen who are :—

(A) employed in a place which is a factory within the meaning of clause (*j*) of section 2 of the Factories Act, 1934, as applied to the Civil and Military Station of Bangalore ;

(B) employed as railway servants otherwise than in a factory ;

(C) employed in any of the following categories but not falling under heads (A) and (B) above :—

(*i*) in the manufacture or handling of explosives in any premises wherein, or within the precincts whereof, on any one day of the preceding twelve months, ten or more persons have been so employed ;

(*ii*) in the service of any fire brigade ;

(*iii*) otherwise than in a clerical capacity in the generating, transforming or supplying of electrical energy ;

(*iv*) in producing cinematograph pictures intended for public exhibition or in exhibiting such pictures.

2. The return, which shall relate to a calendar year, shall be furnished on or before the 1st February following the year to which the return relates and the first return shall relate to the year 1936.

3. The return shall be signed (*a*) by the employer, or where there is more than one employer, by any employer, or (*b*) by any person directly responsible to the employer or employers for the management of the establishment to which it relates.

4. The return shall be furnished :

(*a*) for workmen of all categories except (B) in paragraph 1, to the Commissioner for Workmen's Compensation Civil and Military Station, Bangalore ;

(*b*) for workmen falling in category (B) in paragraph 1, to the Secretary to the Railway Board (Railway Department) Government of India.

5. When the Hon'ble the Resident in Mysore or the Railway Board so direct, the return shall be furnished in duplicate.

6. Notwithstanding anything hereinbefore contained, the aforesaid return is not required to be submitted by any employer in respect of compensation paid on account of injuries suffered by his workmen during any period for which his liability under the Act has been insured with a Mutual Indemnity or other Insurance Company, or during which he is a member of an association of employers which deals on behalf of its members with claims for compensation under the Act, if such company or association has with the consent of the Hon'ble the Resident in Mysore undertaken to submit return as nearly as may be in the form set forth in the Schedule hereto annexed in respect of the employers insured with such company or belonging to such association. Such undertaking shall provide that the said returns shall be submitted not later than the 1st February, or at the discretion of and subject to such conditions as the Hon'ble the Resident in Mysore may impose, the 1st March following the year to which they relate.

SCHEDULE.

Workmen's Compensation.

Return relating to period from to 31st December 19

Province[1] .....
District .....
Town or village .....
Post Office .....
(To be omitted in case of railways).

Name of establishment[1] .....

Nature of work[2] .....

Average numbers[3] employed per day .....

Adults .....

Minors .....

	Accidents.							Occupational Diseases. [8].					
	Number of cases of injuries [4] in respect of which final compensation has been paid during the year.			Amount of compensation [5] paid.			Nature of Disease. [9]	Number of cases of diseases [4] in respect of which final compensation has been paid during the year.			Amount of compensation [5] paid.		
	Death.	Permanent Disablement.	Temporary Disablement. [6]	Death.	Permanent Disablement.	Temporary Disablement. [7]		Death.	Permanent Disablement.	Temporary Disablement. [6]	Death.	Permanent Disablement.	Temporary Disablement. [7]
				Rs.	Rs.	Rs.					Rs.	Rs.	Rs.
Adults													
Minors													

Dated 19 .

(Signed) .....

Designation .....

1. In cases where more establishments than one are owned by the same employer, a separate return should be furnished for each establishment. When in any establishment the workmen employed fall in two or more of the distinct categories to which the return relates [*e.g.*, in the case of a tea estate categories A and C (*iii*)] a separate sheet should be used for the statistics of each category.

2. Enter the class of establishment according to the process or product, *e.g.*, cotton weaving and spinning factory.

3. Include all employees whether permanent or temporary who would, in the case of accidents, be eligible for compensation under the Act and for whom a return is required to be furnished. Numbers employed should be shown even if there are no payments of compensation to report.

4. Include only those cases in which the final payment of compensation was made during the year. A deposit with the Commissioner should be treated as a payment by the employer.

5. Include all compensation paid in respect of the cases mentioned in footnote 4, whether such compensation was paid during the year or previous to its commencement. Exclude all payments in cases in which the final payment had not been made by the end of the year to which the return relates.

6. Only such disablements as last for more than seven days should be shown [section 4 (1) D of the Act].

7. Where the benefit actually allowed (*e.g.*, hospital leave on full pay) is in excess of the compensation admissible under the Act, only the amount of the compensation so admissible should be entered in the return.

8. *Viz.*, anthrax, lead poisoning, phosphorus poisoning, mercury poisoning, benzine poisoning, chrome ulceration and compressed air illness only.

9. Enter separately each of the diseases specified in footnote 8 which resulted in cases in respect of which compensation was paid.

B. J. GLANCY,
Political Secy. to the Govt. of India.

H97FD—11—20-6-36—GIPS

S. N. 4

2 draft I
Issue 2-7-36 Draft I

THE OFFICE OF THE HON'BLE THE RESIDENT IN MYSORE,

Bangalore, the 10th July 1936

No. 942-36/R.O. II. encl. 4.

Issue mp 10/7

A copy of the undermentioned paper(s) is forwarded to the District and Sessions Judge and Commissioner under Workmen's Compensation Act, C & M Station, Bangalore,

for information, ~~in continuation of~~ with reference to ~~the correspondence ending with (his)~~ his ~~Memorandum~~ letter ~~endorsement~~ ~~from~~

D.No: 1177/36 , dated the 17th March 1936.

2: The Notfn. has been republished in the M.R.O.

S.N. 1
Cor.p. 1
Fr 942-36

By order, etc.,

~~Secretary~~ Asst. Secy. to the Resident in Mysore.

7.7.36.

List of papers.

S.N. 3
Cor.p. 12
Fr 942-36

Notification by the Govt. of India in the Foreign and Political Department No. 325-I.B., dated the 2nd June 1936.

(with 3 Spare Copies)

T.N.T. 6-7-36

4.7.36

S. N. 5.

Issued 2-7-36

Notification No. 60 dated 10th July 1936.

The following Notification of the Govt. of India in the Foreign and Political Department is republished.

Issued MP 10-7-36

~~FOREIGN AND POLITICAL DEPARTMENT~~

NOTIFICATION.

Simla, the 2nd June 1936.

No. 325-I.B.—In exercise of the powers conferred by section 16 of the Workmen's Compensation Act, 1923 (VIII of 1923) as applied to the Civil and Military Station of Bangalore, and in supersession of Notification of the Government of India in the Foreign and Political Department, No. 242-I, dated the 27th May 1925, the Governor General in Council is pleased to direct that an annual return in the form set forth in the Schedule hereto annexed shall be furnished by every person employing workmen who are :—

(A) employed in a place which is a factory within the meaning of clause (*j*) of section 2 of the Factories Act, 1934, as applied to the Civil and Military Station of Bangalore ;

(B) employed as railway servants otherwise than in a factory ;

(C) employed in any of the following categories but not falling under heads (A) and (B) above :—

(*i*) in the manufacture or handling of explosives in any premises wherein, or within the precincts whereof, on any one day of the preceding twelve months, ten or more persons have been so employed ;

(*ii*) in the service of any fire brigade ;

(*iii*) otherwise than in a clerical capacity in the generating, transforming or supplying of electrical energy ;

(*iv*) in producing cinematograph pictures intended for public exhibition or in exhibiting such pictures.

2. The return, which shall relate to a calendar year, shall be furnished on or before the 1st February following the year to which the return relates ; and the first return shall relate to the year 1936.

3. The return shall be signed (*a*) by the employer, or where there is more than one employer, by any employer, or (*b*) by any person directly responsible to the employer or employers for the management of the establishment to which it relates.

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(*b*) for workmen falling in category (B) in paragraph 1, to the Secretary to the Railway Board (Railway Department) Government of India.

5. When the Hon'ble the Resident in Mysore or the Railway Board so direct, the return shall be furnished in duplicate.

6. Notwithstanding anything hereinbefore contained, the aforesaid return is not required to be submitted by any employer in respect of compensation paid on account of injuries suffered by his workmen during any period for which his liability under the Act has been insured with a Mutual Indemnity or other Insurance Company, or during which he is a member of an association of employers which deals on behalf of its members with claims for compensation under the Act, if such company or association has with the consent of the Hon'ble the Resident in Mysore undertaken to submit return as nearly as may be in the form set forth in the Schedule hereto annexed in respect of the employers insured with such company or belonging to such association. Such undertaking shall provide that the said returns shall be submitted not later than the 1st February, or at the discretion of and subject to such conditions as the Hon'ble the Resident in Mysore may impose, the 1st March following the year to which they relate.

Two drafts. Draft II

SCHEDULE.

Workmen's Compensation.

Return relating to period from to 31st December 19

Province .....
District .....
Town or village .....
Post Office .....
} (To be omitted in case of railways).

Name of establishment[1] .....

Nature of work[2] .....

Average numbers[3] employed per day .....

Adults .....

Minors .....

	Accidents.							Occupational Diseases. [8].					
	Number of cases of injuries [4] in respect of which final compensation has been paid during the year.			Amount of compensation [5] paid.				Number of cases of diseases [4] in respect of which final compensation has been paid during the year.			Amount of compensation paid.		
	Death.	Permanent disablement.	Temporary disablement. [6]	Death.	Permanent disablement.	Temporary disablement. [7]	Nature of Disease. [9]	Death.	Permanent disablement.	Temporary disablement. [6]	Death.	Permanent disablement.	Temporary disablement. [7]
				Rs.	Rs.	Rs.					Rs.	Rs.	Rs.
Adults													
Minors													

Dated 19 .

(Signed)

Designation .....

1. In cases where more establishments than one are owned by the same employer, a separate return should be furnished for each establishment. When in any establishment the workmen employed fall in two or more of the distinct categories to which the return relates [*e.g.*, in the case of a tea estate categories A and C (*iii*)] a separate sheet should be used for the statistics of each category.

2. Enter the class of establishment according to the process or product, *e.g.*, cotton weaving and spinning factory.

3. Include all employees whether permanent or temporary who would, in the case of accidents, be eligible for compensation under the Act and for whom a return is required to be furnished. Numbers employed should be shown even if there are no payments of compensation to report.

4. Include only those cases in which the final payment of compensation was made during the year. A deposit with the Commissioner should be treated as a payment by the employer.

5. Include all compensation paid in respect of the cases mentioned in footnote 4, whether such compensation was paid during the year or previous to its commencement. Exclude all payments in cases in which the final payment had not been made by the end of the year to which the return relates.

6. Only such disablements as last for more than seven days should be shown [section 4 (1) D of the Act].

7. Where the benefit actually allowed (*e.g.*, hospital leave on full pay) is in excess of the compensation admissible under the Act, only the amount of the compensation so admissible should be entered in the return.

8. *Viz.*, anthrax, lead poisoning, phosphorus poisoning, mercury poisoning, benzine poisoning, chrome ulceration and compressed air illness only.

9. Enter separately each of the diseases specified in footnote 8 which resulted in cases in respect of which compensation was paid.

B. J. GLANCY,
Political Secy. to the Govt. of India.

H97FD—11—20-6-36—GIPS

Office of the Hon'ble the Resident in Mysore
Bangalore, dated July 1936

To be republished in the Mysore Residency Orders.

7.7.36.

Asst. Secy. to the Resident.

To The Manager, The Residency Press, Bangalore

T.N.T. 6-7-36 6-7-36